

DISTRICT OF COLUMBIA

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ALCOHOLIC BEVERAGE CONTROL BOARD

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MEETING

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IN THE MATTER OF:

Case # 15-PRO-00008

Toran Investment Group,
Inc., t/a Risky Ventures

1824 Columbia Road NW

License #97484

Retailer CR

ANC 1C

Protest Hearing
(Status)

April 1, 2015

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The Alcoholic Beverage Control Board met in
Alcoholic Beverage Control Hearing Room, Reeves
Building, 2000 14th Street N.W., Washington,
D.C., Ms. La Verne Fletcher, Agent, presiding.

PRESENT:

RUTHANNE MILLER, Chairperson

NICK ALBERTI, Member

DONALD BROOKS, Member HECTOR RODRIGUEZ, Member

MICHAEL SILVERSTEIN, Member

JAMES SHORT, Member

HERMAN JONES, Member

1 P-R-O-C-E-E-D-I-N-G-S

2 (9:30 a.m.)

3 CHAIR MILLER: The next case is Case
4 No. 15-PRO-00008, Risky Ventures, located at 1824
5 Columbia Road NW, License No. 97484 in ANC 1C.
6 Would the parties in this case please come
7 forward? Okay, would you introduce yourselves,
8 for the record, please?

9 MR. TORAN: Good morning. I'm John
10 Toran. I'm President/CEO of Toran Investment
11 Group which is doing business as Risky Ventures.

12 CHAIRMAN MILLER: Okay. You're Mr.

13 Graham? MR. TORAN: Toran.

14 CHAIRMAN MILLER: Toran.

15 MR. TORAN: T-O-R-A-N.

16 CHAIRMAN MILLER: Okay, I was having
17 trouble hearing that. Do you want to spell that
18 again?

19 MR. TORAN: T-O-R-A-N.

20 CHAIRMAN MILLER: Okay, thank you,
21 sir. All right.

22 MR. GUTHRIE: Ted Guthrie, ANC1C.

1 CHAIRMAN MILLER: Okay.

2 MR. GUTHRIE: G-U-T-H-I-E.

3 MR. JAMES: And Denis James
4 representing the Kalorama Citizens Association.

5 CHAIRMAN MILLER: Okay. Is there
6 anything you want to tell the Board or ask the
7 Board at this time before we just schedule?

8 MR. JAMES: We mediated yesterday and
9 didn't come to a resolution.

10 CHAIRMAN MILLER: Okay.

11 MR. JAMES: Basically.

12 CHAIRMAN MILLER: Okay, fine.

13 Anything else?

14 MR. GUTHRIE: And there has been no
15 order issued on the fact that fact finding
16 hearing, has there?

17 CHAIRMAN MILLER: That's correct, but
18 that is pending and that will probably affect the
19 status of the protest. But there's no final
20 order yet so we'll keep you posted.

21 MR. GUTHRIE: Okay.

22 CHAIRMAN MILLER: Okay. In the event

1 that this case goes to a protest hearing I just
2 want to say a few things. One is that a protest
3 hearing would only involve issues that involve
4 peace, order and quiet. And you should have
5 received, by electronic or regular mail, a letter
6 explaining the protest process, copy of the
7 protest information form and exhibit form. If
8 you don't have these documents please contact
9 Assistant General Counsel Janea Raines following
10 this hearing.

11 You need to pay attention to the
12 protest information form and the exhibit form.
13 You need to submit them to the Board and serve on
14 both parties seven days in advance of the
15 hearings. Protest information form will ask
16 specifically about the issues that would be
17 addressed at the hearing specifically. And you
18 will need to identify witnesses by name, not just
19 by category and identify and attach all exhibits
20 to the exhibit form that you would intend to
21 present at the hearing.

22 If we don't receive a copy of your

1 PIF, your application or your protest might be
2 subject to dismissal. If we don't receive a
3 copy of an exhibit form and the exhibits
4 themselves and the parties aren't served with it
5 your exhibits could be excluded from the record
6 upon a finding that the opposing party's been
7 prejudiced and no good cause for the failure to
8 submit has been shown.

9 Same with witnesses that are
10 identified on the PIF. They could be subject to
11 exclusion. So these forms are very important for
12 the conduct of the hearing, so you have to pay
13 very careful attention to them if this case gets
14 that far. So there will be a discussion coming
15 out soon on the fact finding hearing. Okay, do
16 you have any questions?

17 MR. GUTHRIE: No.

18 CHAIRMAN MILLER: Okay, thank you.

19 MR. GUTHRIE: Thank you.

20 MR. JAMES: Thank you.

21 MR. TORAN:

22 MEMBER ALBERTI: So is that a protest

1 hearing that is, it is due for a protest?

2 CHAIRMAN MILLER: Did I say when the
3 protest hearing is? Oh, wait a minute. Excuse
4 me. The last case, I'm not sure whether I --
5 Risky Ventures, I'm not sure whether I gave you
6 the protest hearing date. In the even this goes
7 forward to protest it's --

8 MALE PARTICIPANT: Yeah.

9 CHAIRMAN MILLER: -- April 29, 2015 at
10 4:30 p.m. Thank you.

11 MEMBER ALBERTI: But you didn't give
12 the Applicant.

13 CHAIRMAN MILLER: What?

14 MEMBER ALBERTI: Was the Applicant
15 here for that date?

16 MALE PARTICIPANT: That announcement.

17 MEMBER ALBERTI: The Protestants were
18 here but the Applicant wasn't here to hear it.

19 CHAIRMAN MILLER: Oh, okay. Maybe we
20 get them.

21 MEMBER ALBERTI: So you only have half the
22 parties notified.

1 CHAIRMAN MILLER: Well, maybe -- do
2 you want to see if you can get them?

3 FEMALE PARTICIPANT: I think I have
4 them all.

5 CHAIRMAN MILLER: All right, we'll be
6 giving them a phone call then if he's not
7 notified in the hallway.

8 (Whereupon, the above-entitled matter
9 went off the record at 10:34 a.m.)

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A a.m 2:2 7:9 above-entitled 7:8 addressed 4:17 advance 4:14 affect 3:18 Agent 1:18 ALBERTI 1:20 5:22 6:11,14,17,21 Alcoholic 1:3,16,17 ANC 1:12 2:5 ANC1C 2:22 announcement 6:16 Applicant 6:12,14,18 application 5:1 April 1:14 6:9 Assistant 4:9 Association 3:4 attach 4:19 attention 4:11 5:13	Denis 3:3 discussion 5:14 dismissal 5:2 DISTRICT 1:1 documents 4:8 doing 2:11 DONALD 1:20 due 6:1 E electronic 4:5 event 3:22 excluded 5:5 exclusion 5:11 Excuse 6:3 exhibit 4:7,12,20 5:3 exhibits 4:19 5:3,5 explaining 4:6	identify 4:18,19 important 5:11 information 4:7,12,15 intend 4:20 introduce 2:7 Investment 1:9 2:10 involve 4:3,3 issued 3:15 issues 4:3,16 J James 1:21 3:3,3,8,11 5:20 Janea 4:9 John 2:9 JONES 1:22	6:19 opposing 5:6 order 3:15,20 4:4 P P-R-O-C-E-E-D-I-N-G-S 2:1 p.m 6:10 PARTICIPANT 6:8,16 7:3 parties 2:6 4:14 5:4 6:22 party's 5:6 pay 4:11 5:12 peace 4:4 pending 3:18 phone 7:6 PIF 5:1,10 please 2:6,8 4:8 posted 3:20 prejudiced 5:7 present 1:19 4:21 President/CEO 2:10 presiding 1:18 probably 3:18 process 4:6 protest 1:9 3:19 4:1,2,6 4:7,12,15 5:1,22 6:1,3 6:6,7 Protestants 6:17
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